

**DEFENDANTS' MOTION
FOR LEAVE TO FILE A
REPLY BRIEF IN EXCESS
OF FIFTEEN PAGES**

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1. On July 13, 2005, Defendants filed a brief in support of their motion for summary judgment that contained 4,996 words in compliance with the page and word limitations of Local Rule 7.8.

2. On August 8, 2005, pursuant to this Court's authorization, Plaintiffs filed a brief in opposition to Defendants' motion for summary judgment that contained 14,971 words.

3. Defendants intend to file a brief in reply to matters argued in Plaintiffs' opposition brief. Pursuant to this Court's scheduling order of January 14, 2005, Defendants' reply brief is due no later than August 19, 2005.

4. Plaintiffs' opposition raises numerous legal and factual issues that cannot be adequately briefed within the page/word limits set forth in Local Rule 7.8.

5. Accordingly, Defendants request permission to file a brief in reply in excess of 15 pages, but not to exceed 45 pages or 15,000 words.

6. Counsel for Plaintiffs concur in this motion. (*See* Doc. # 117 at ¶ 5).

WHEREFORE, Defendants request permission to file a brief in reply in excess of 15 pages, but not to exceed 45 pages or 15,000 words.

Respectfully submitted this 10th day of August, 2005.

By:



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CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2005, a copy of the foregoing Defendants' Motion for Leave to File a Reply Brief in Excess of Fifteen Pages was served on the following counsel through the electronic case filing system:

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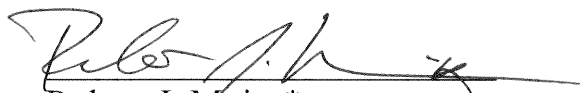
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A handwritten signature in black ink, appearing to read 'Robert J. Muise', with a long horizontal flourish extending to the right.

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